



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, वीरवार, 27 अगस्त, 1981/5 भाद्रपद, 1903

हिमाचल प्रदेश सरकार

विधि विभाग

अधिसूचना

शिमला-171002, 27 अगस्त, 1981

संख्या एल० एल० आर० (डी०) (6) 26/81.—हिमाचल प्रदेश ऐक्स सर्विसमैन कारपोरेशन (अमैण्डमेंट) अध्यादेश, 1981 (1981 का अध्यादेश संख्यांक 5) जैसा कि राज्यपाल महोदय, हिमाचल प्रदेश द्वारा “भारत के संविधान” के अनुच्छेद 213 के खण्ड (1) के अन्तर्गत दिनांक 25 अगस्त, 1981 को प्रख्यापित किया गया, को एतद्द्वारा सर्वसाधारण की जानकारी के लिये राजपत्र, हिमाचल प्रदेश में प्रकाशित किया जाता है।

हस्ताक्षरित/-
सचिव ।

Ordinance No. 5 of 1981

**THE HIMACHAL PRADESH EX-SERVICEMEN CORPORATION
(AMENDMENT) ORDINANCE, 1981**

Promulgated by the Governor of Himachal Pradesh in the Thirty-second Year of the Republic of India.

An Ordinance to amend the Himachal Pradesh Ex-Servicemen Corporation Act, 1979 (Act No. 8 of 1980).

Whereas the Legislative Assembly of Himachal Pradesh is not in session and the Governor is satisfied that circumstance exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Himachal Pradesh is pleased to make and promulgate the following Ordinance:—

Short title
and comm-
encement.

1. (1) This Ordinance may be called the Himachal Pradesh Ex-Servicemen Corporation (Amendment) Ordinance, 1981.

(2) It shall come into force at once.

Amendment
of section 2.

2. In section 2 of the Himachal Pradesh Ex-Servicemen Corporation Act, 1979 (hereinafter called the principal Act),—

(a) in clause (d) for the word "Chairman" wherever it occurs the words "Chairman-cum-Managing Director" shall be substituted; and

(b) clause (i) shall be omitted.

Amendment
of section 6.

3. In sub-section (2) of section 6 of the principal Act in between the words "question of policy" and "as may be given" the words "and management" shall be inserted.

Amendment
of section 7.

4. In section 7 of the principal Act,—

(a) in sub-section (1) and (5) for the word "Chairman" the words "Chairman-cum-Managing Director" shall be substituted and the sign "," and the words "the Managing Director" shall be omitted;

(b) for the existing sub-sections (2), (3) and (4) the following sub-sections shall be substituted, namely:—

"(2) The Chairman-cum-Managing Director shall be a person who is an ex-serviceman and was holding a Class I post while in service. The Vice-Chairman shall be a non-official person. The Chairman-cum-Managing Director and the Vice-Chairman may be appointed by the Government on such terms and conditions as may be prescribed.

(3) The terms and conditions of nominated Directors referred to in clause (e) of sub-section (1) shall be such as may be prescribed.

- (4) The term of office of the Chairman-cum-Managing Director, the Vice-Chairman and the Directors referred to in clause (e) of sub-section (1) shall be two years"; and
- (c) at the end the following sub-section (6) shall be added, namely:—
“(6) The Board shall have a Secretary-cum-Chief Accounts Officer who shall be appointed by the Government on such terms and conditions as the Government may prescribe.”
5. In section 9 of the principal Act for the existing words “Managing Director” the words “Chairman-cum-Managing Director” shall be substituted. Amendment of section 9.
6. After the existing section 9 of the principal Act the following new section 9-A alongwith its heading shall be inserted, namely:— Insertion of section 9-A.
- “9-A.—*Duties of the Vice-Chairman:*—
The Vice-Chairman shall discharge such functions as the Board may assign to him in addition to the duties assigned to him under the Act.”
7. In section 12 of the principal Act for the word “Chairman”, wherever it occurs, the words “Chairman-cum-Managing Director” shall be substituted. Amendment of section 12.
8. In sections 13 and 14 of the principal Act the word “Chairman” wherever it occurs, the words “Chairman-cum-Managing Director” shall be substituted and the words “or the Managing Director” wherever these occur shall be omitted. Amendment of sections 13 and 14.
9. In section 20 of the principal Act for the words “Managing Director” wherever these occur the words “Chairman-cum-Managing Director” shall be substituted. Amendment of section 20.
10. In section 28 of the principal Act, for the word “Chairman”, the words “Chairman-cum-Managing Director” shall be substituted and the words and sign “the Managing Director,” shall be omitted. Amendment of section 28.
11. In clause (a) of sub-section (2) of section 32 of the principal Act for the word and sign “Chairman,” the words “Chairman-cum-Managing Director and” shall be substituted and the words “and the Managing Director” shall be omitted. Amendment of section 32.
12. In sub-section (2) of section 33 of the principal Act,— Amendment of section 33.
- (i) for the existing clause (a) the following clause (a) shall be substituted, namely:—
“(a) the terms and conditions of appointment, including salary and allowances of the Chairman-cum-Managing Director, the Vice-Chairman and the Secretary-cum-Chief Accounts Officer;”;
- (ii) in clause (b) the sign “,” and the words “including salary and allowances” occurring in between the “words appointment” and “of the Directors” shall be omitted.

- (iii) in clause (c) for the word "Chairman" the words "Chairman-cum-Managing Director" shall be substituted and the words "or the Managing Director" shall be omitted; and
- (iv) in clause (e) in between the words "certificate" and "shall" the words and figures "under section 20" shall be inserted and for the words "Managing Director" the words "Chairman-cum-Managing Director" shall be substituted.

SIMLA :
The 25th August, 1981.

AMINUDDIN AHMED KHAN,
Governor.

G. S. CHAUHAN,
Under Secretary (Law).